

REMARKS

In the Final Office Action mailed on November 15, 2006, the Examiner rejected claims 1-22 under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,991,498 to Young in view of an article titled "Technical Information: Digital Signals" by Samson.

In making the obviousness rejection of claims 1-22, the Examiner has misinterpreted the meaning of the term "live-pause." This term is defined on page 2, line 9 – page 3, line 7 of the specification. In particular, live-pause operation requires continued recording of the program while the user rewinds and fast-forwards through the portion of the program already recorded.

As stated by the Examiner, Young can only rewind or fast-forward through content "during stop recording." See Final Rejection mailed November 15, 2006, page 2, last paragraph. The Examiner's interpretation of the term "live-pause" is inconsistent with the interpretation given to this term in the specification and the claims. Therefore, the rejection of claims 1-22 is incorrect.

Dependent claims 2-8, 10-16 and 18-22 are allowable due to their dependence on an allowable base claim.

CONCLUSION

No fees are due for this amendment. However, the Office is authorized to charge any additional fees or underpayments of fees (including fees for petitions for extensions of time) under 37 C.F.R. 1.16 and 1.17 to account number 502117. Any overpayments should be credited to the same account.

Applicant requests entry of this amendment, reconsideration of the pending claims and the issuance of a Notice of Allowance. Should the Examiner have any questions, he is invited to contact Applicant's representative below.

Respectfully submitted,

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Date